

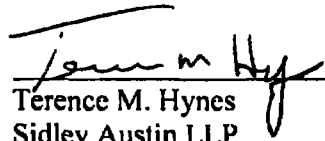
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Docket No. FD 35524

¹ See CP Reply to BNSF Petition to Vacate the Emergency Service Order and Establish an Expedited Procedural Schedule (filed October 19, 2011) ("CP Reply to BNSF Petition") at 1; Letter dated October 5, 2011 from Terence M. Hynes to Cynthia T. Brown (the "CP Letter") at 1.

CP hereby incorporates by reference the CP Reply to BNSF Petition and the CP Letter, and respectfully requests that the Board treat those submissions as CP's Opening Evidence and Argument in this proceeding.

Respectfully submitted,



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Dated: November 3, 2011

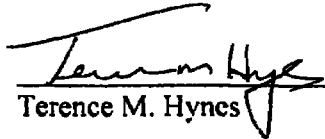
CERTIFICATE OF SERVICE

I hereby certify that I have caused a copy of the foregoing Opening Evidence and Argument of Canadian Pacific Railway Company to be served by email and by first class mail, postage prepaid, this 3rd day of November 2011 on the following:

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